

**QUINTAIROS, PRIETO, WOOD & BOYER, P.A.**

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*RHP MECHANICAL SYSTEMS, and*

*RAY HEATING PRODUCTS, INC.*

**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

CAPITOL SPECIALTY INSURANCE  
CORPORATION, a Wisconsin corporation,  
As assignee of UNITED CONSTRUCTION  
COMPANY, a Nevada corporation,

Plaintiff,

vs.

STEADFAST INSURANCE COMPANY, a  
Delaware corporation, ARCH SPECIALTY  
INSURANCE COMPANY, a Missouri  
Corporation; RHP MECHANICAL SYSTEMS,  
a Nevada corporation; STATE NATIONAL  
INSURANCE COMPANY, a Texas corporation;  
and AXIS SURPLUS INSURANCE COMPANY,  
an Illinois corporation,

Defendants.

STEADFAST INSURANCE COMPANY, a  
Delaware corporation,

Cross-Claimant

vs.

RHP MECHANICAL SYSTEMS, INC., a Nevada  
corporation,

Cross-Defendant

CASE NO.: 2:20-cv-01382-JCM-MDC

CONSOLIDATED WITH:

CASE NO.: 3:22-CV-3550MMD-CLB

**STIPULATION AND PROPOSED  
ORDER TO EXTEND DISPOSITIVE  
MOTION DEADLINE ONLY**

**(THIRD REQUEST)**

1 Plaintiff STEADFAST INSURANCE COMPANY, by and through its counsel William  
2 C. Reeves of MORALES FIERRO & REEVES, and Defendants/Cross-Defendants RHP  
3 MECHANICAL SYSTEMS and RAY HEATING PRODUCTS, INC., by and through their  
4 counsel Michael R. Ayers, Esq. and Sarah B. Hartig, Esq. of QUINTAIROS, PRIETO, WOOD  
5 & BOYER, P.A. (collectively the “Parties”), hereby stipulate to extend the current deadline to  
6 file Dispositive Motions only for forty-five (45) days.

7 **I.**

8 **DISCOVERY COMPLETED TO DATE**

9 1. The Parties have conducted the FRCP 26.1 Early Case Conference.

10 2. The Parties have produced their respective Lists of Witnesses and Documents,  
11 and supplements thereto pursuant to FRCP 26(a).

12 3. Plaintiff has propounded discovery to Defendants/Cross-Defendants RHP  
13 Mechanical Systems and Ray Heating Products, Inc.

14 4. Defendants/Cross-Defendants RHP Mechanical Systems and Ray Heating  
15 Products, Inc. have responded to Plaintiff’s discovery.

16 5. Deposition of Defendants/Cross-Defendants RHP Mechanical Systems and Ray  
17 Heating Products, Inc.’s PMK.

18 6. Defendants/Cross-Defendants RHP Mechanical Systems and Ray Heating  
19 Products, Inc. have produced their job file material.

20 7. Plaintiff has disclosed experts.

21 8. Defendants/Cross-Defendants RHP Mechanical Systems and Ray Heating  
22 Products, Inc.’s Designation of Experts.

23 9. Rebuttal expert disclosures.

24 10. Deposition of RHP Mechanical Systems and Ray Heating Products, Inc.’s expert,  
25 Dirk Duffner.

26 11. Deposition of Capitol Specialty’s expert, Thomas Gilbertson.

27 12. Participation in mediation.

II.

**DISCOVERY THAT REMAINS TO BE COMPLETED**

1. There is no further discovery to be completed, but the parties wish to engage in further settlement negotiations prior to incurring the costs with filing dispositive and pre-trial motions.

III.

**REASONS THE PARTIES REQUEST TO EXTEND DISPOSITIVE MOTIONS**

**DEADLINE**

The Parties have already engaged in mediation with a private mediator and have made progress, but were unable to reach a settlement. The parties wish to engage in further negotiations prior to incurring the costs with filing dispositive and pre-trial motions and therefore an extension of the current dispositive motion deadline is necessary and not for the purpose of delay.

**Current Dispositive Motions filing deadline: May 3, 2024**

**Proposed Dispositive Motions filing deadline: June 17, 2024**

The Parties represent this Stipulation is sought in good faith and not interposed for delay or any other improper purpose.

DATED this 30<sup>th</sup> day of April, 2024

DATED this 30<sup>th</sup> day of April, 2024

**MORALES FIERRO & REEVES**

**QUINTAIROS, PRIETO, WOOD &  
BOYER, P.A.**

By: /s/ William C. Reeves

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*Defendants RHP MECHANICAL*

*SYSTEMS and RAY HEATING*

*PRODUCTS, INC.*

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**IT IS SO ORDERED. For good cause appearing. Granted.**



UNITED STATES MAGISTRATE JUDGE

**DATED: 5/2/2024**